

EXECUTIVE OFFICER SUMMARY REPORT
April 8, 2005

ITEM: 9

SUBJECT: **ACCEPTANCE OF \$240,000 FROM CITY OF SAN DIEGO / STATE OF CALIFORNIA SETTLEMENT**
Consideration and possible adoption of a resolution (*tentative Resolution 05-02*) authorizing the Executive Officer to accept \$240,000 from the City of San Diego. This amount represents partial fulfillment of a larger settlement agreement between the City of San Diego and the California Regional Water Quality Control Board, San Diego Region for sewage discharges. (*Deborah Jayne*)

PURPOSE: To make the Board aware of the pending \$240,000 award to the Conservancy from the City of San Diego. Consider adoption of tentative Resolution 05-02 authorizing the Executive Officer to accept the \$240,000 award.

DISCUSSION: The California Regional Water Quality Control Board, San Diego Region and the City of San Diego (City) have entered into a settlement agreement to cover the City's liability for illicit sewage discharges between February 2001 to October 2004. Under the terms of the settlement, the City of San Diego will pay the State of California a total of \$1.2 million.

Of that \$1.2 million, \$240,000 will be payable directly to the San Diego River Conservancy for the purpose of providing funding for water quality related projects within the San Diego River Watershed.

The Executive Officer is currently working with the State Coastal Conservancy and the Department of Finance to establish a special account designed to receive the \$240,000 award.

Tentative Resolution 05-02 authorizes the Executive Officer to accept the award, but does not give direction on how the funds should be spent.

The Executive Officers of the Regional Board and the Conservancy are currently discussing alternatives for the funds including the potential development of a comprehensive Geospatial Information Management System to store and manage records, information, and data. At a future Board Meeting, the Executive Officer will present alternatives to the Board and make a recommendation on how the funds should be spent.

LEGAL CONCERNS: None.

FISCAL IMPACT: Increases the Conservancy's overall budget by \$240,000.

SUPPORTING
DOCUMENTS:

1. Tentative Resolution 05-02
2. Settlement Agreement between the California Regional Water Quality Control Board, San Diego Region and the City of San Diego
3. City of San Diego Adopted Resolution (R-300091)
4. "City to Pay \$1.2 million in Sewage Settlement". San Diego Union Tribune. March 10, 2005.

RECOMMENDATION: Adopt tentative Resolution 05-02.